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I hereby certify that this correspondence, is on the date shown  
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DATE: 8/6/2004, 2004

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Signature

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of  
Thomas Marold

Group Art Unit:  
2878

Serial No.:  
10/070,580

Examiner:  
Stephen Yam

Filed:  
August 9, 2002

Docket No.:  
21212.PUS

**For: AUTOFOCUSING METHOD FOR  
TELESCOPES OF SURVEYING  
INSTRUMENTS**

**To the Commissioner of Patents and Trademarks**

**INFORMATION DISCLOSURE STATEMENT TRANSMITTAL LETTER**

Sir:

Enclosed herewith is an Information Disclosure Statement pursuant to 37 CFR §§1.97 and  
1.98 in connection with the above-identified application, which statement is being filed:

- ☐ Together with the present application.
- ☐ Before the first Office Action on the merits or three (3) months from the filing date of this  
application, whichever occurs last.
- ☒ After the first Office Action on the merits, but before a Final Office Action under §1.113 or  
Notice of Allowance under §1.311, whichever occurs first.
- ☐ After a Final Office Action under §1.113 or Notice of Allowance under §1.311, but prior to  
payment of the Issue Fee.
- ☐ After payment of the Issue Fee.

Consistent with Applicants' obligations pursuant to 37 CFR §§1.97 and 1.98, the following  
requirements have been met:

- ☐ No separate requirements are needed.

08/10/2004 NGUYEN 00000017 10070580 180.00 DP  
01 FC:1806

- ☐ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement pursuant to Rule 1.97(e)(1); or
- ☐ No item of information in the Information Disclosure Statement filed herewith was cited in a communication from a foreign patent office, in a counterpart foreign application, or to his/her knowledge, after making reasonable inquiry, was known to any individual designated in §1.56<sup>(c)</sup> in connection with the instant application more than three (3) months prior to the filing of this Information Disclosure Statement.
- ☐ In lieu of a §1.97(e) Certification, a fee in the amount of \$\_\_\_\_ pursuant to §1.17(p) is submitted.
- ☐ A Petition Fee in the amount of \$\_\_\_\_ pursuant to §1.17(I)(1) is submitted. Applicant(s) hereby petition(s) the Commissioner to consider the enclosed Information Disclosure Statement.
- ☐ The Issue fee has been paid, and Applicant(s) hereby submit(s) a fee pursuant to §1.17(I)(1) and petition(s) the Commissioner to withdrawn the instant application form issue pursuant to §1.313(b).
- ☐ One or more of the allowable claims in the instant application is/are unpatentable pursuant to §1.313(b)(3); or
- ☐ Applicant(s) expressly abandon(s) this application to permit consideration of the Information Disclosure Statement in the continuing application submitted herewith pursuant to §1.313(b)(5).
- ☒ A check in the amount of \$180.00 is enclosed.
- ☐ No additional fee is required.
- ☒ The Commissioner is hereby authorized to charge any fees associated with this communication or credit any overpayment to Deposit Account No. 18-0990. A triplicate copy of this transmittal is attached.

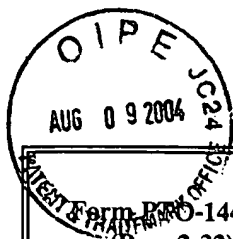
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Respectfully submitted,

EUGENE E. RENZ, JR., P.C.

Registration No.: 19,557

Date: 8/6/2004



<b>Form PTO-1449 U.S. Department of Commerce</b> (Rev. 2-32) Patent and Trademark Office  <b>INFORMATION DISCLOSURE STATEMENT</b> <b>STATEMENT BY APPLICANT</b> (Use several sheets if necessary)	<b>ATTY. DOCKET NO.</b> 21212.PUS	<b>SERIAL NO.</b> 10/070,580
	<b>APPLICANT</b> THOMAS MAROLD	
	<b>FILING DATE</b> AUGUST 9, 2002	<b>GROUP</b> 2878

## U.S. PATENT DOCUMENTS

EXAMINER INITIALS		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	4,725,722	2/16/88	MAEDA et al.			04/11/1986
	AB	3,938,893	2/17/76	NANBA et al.			11/4/1974
	AC	4,677,286	6/30/87	LIU			2/14/1985
	AD	4,639,587	01/27/87	CHADWICK et al.			1/22/1985
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	AL	DE 100 33 483 C1	10.7.00	GERMANY				X
	AM	DE 195 00 817 C1	13.1.95	GERMANY				X
	AN	DE 196 14 235 A1	10.4.96	GERMANY				X
	AO	DE 195 49 048 A1	28.12.95	GERMANY				X
	AP	0 459 004 A1	04.12.91	EUROPE				X

EXAMINER INITIALS		OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)
	AQ	
	AR	
	AS	

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	



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	AJ						
	AK						

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EXAMINER INITIALS		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	AL	GB 2 003 692 A		UK			x	
	AM	56016806		JAPAN			x	x
	AN	0144732 B1	02.11.84	EUROPE				x
	AO	DE 3810882 A1		GERMANY				x
	AP	DE 3636951 A1		GERMANY				x

EXAMINER INITIALS		OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)
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	AR	
	AS	

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